

IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. WJC No.821 of 2007
LAKSHMI KANT PATHAK
Versus
THE STATE OF BIHAR & ORS

2 24.9.2008

In the instant writ petition the petitioner has prays for early disposal of Criminal Appeal No.13 of 1998 pending in the court of 1st Additional District & Sessions Judge, Banka.

Learned counsel for the petitioner submits that the aforesaid appeal is pending as Ext.4 and 4/1 is not on record as it relates to cheques in question. He further submits that the learned Appellate Court had called for a report from the trial court also. The trial court vide his reply contained in Anenxure-4 stated that the aforesaid exhibits are missing and not traceable.

In the circumstances, both the parties would take steps for constructing the aforesaid documents with the help of duplicates at the earliest. However, if aforesaid construction is not feasible, steps should be taken for early disposal of the appeal as the same is pending since the year 1998. Learned Appellate Court may also cause enquiry regarding the missing of the aforesaid exhibits.

With the aforesaid observations, this writ petition stands disposed of.

KHAN

(S.P.Singh,J)